

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

<p>PENNEAST PIPELINE COMPANY, LLC,</p> <p style="text-align: right;">Plaintiff,</p> <p style="text-align: center;">vs.</p> <p>A PERMANENT EASEMENT OF 0.43 ACRE ± AND A TEMPORARY EASEMENT OF 0.77 ACRE ± IN TOWAMENSING TOWNSHIP, CARBON COUNTY, PENNSYLVANIA, TAX PARCEL NO. 16D-56-A2;</p> <p>ERIC M. McKEEVER; FIRST NORTHERN BANK AND TRUST CO.;</p> <p>AND ALL UNKNOWN OWNERS,</p> <p style="text-align: right;">Defendants.</p>	<p>No. 3:19-cv-00464-MEM</p> <p>Civil Action</p> <p>Eminent Domain</p> <p>FILED ELECTRONICALLY</p>
--	--

STIPULATION

WHEREAS, comes counsel for Plaintiff, PennEast Pipeline Company, LLC
("PennEast"), and Defendant, who hereby stipulate as follows:

1. PennEast filed a Notice of Voluntary Dismissal without Prejudice on
September 27, 2021.

2. The parties agree that any objection, petition, or application by Defendant in response to PennEast's Notice of Voluntary Dismissal without Prejudice must be filed within thirty days.

3. Defendant does not waive the right to include any fees incurred during this litigation in a petition for fees, to include fees associated with the filing of a fee petition; and PennEast does not waive the right to challenge the same.

4. It is the intention of the parties that this Stipulation be entered as an Order of Court.

SO STIPULATED:

Keefer, Wood, Allen & Rahal, L.P.

Faherty Law Firm

BY: /s/ Donald M. Lewis, III
Donald M. Lewis, Esq.
414 Walnut Street, 3rd Floor
P.O. Box 11963
Harrisburg, PA 17108-1963
717-255-8038 AND 8014
Attorneys for PennEast
Pipeline Company, LLC

BY: /s/ Michael Faherty
Michael Faherty, Esq.
75 Cedar Avenue
Hershey, PA 17033
717-256-3000
Attorneys for Defendant Landowner

Dated: 10/14/2021

SO ORDERED:

The Honorable Malachy E. Mannion

CERTIFICATE OF SERVICE

I, Donald M. Lewis III, Esquire, one of the attorneys for plaintiff PennEast Pipeline Company, LLC, hereby certify that on this date the foregoing paper has been served upon counsel of record via the ECF system and upon an unrepresented party by First Class Mail (postage prepaid), as follows:

Anthony M. Corby, Esquire
Michael F. Faherty, Esquire
Faherty Law Firm
75 Cedar Avenue
Hershey, PA 17033
acorby@fahertylawfirm.com
mfaherty@fahertylawfirm.com

First Northern Bank and Trust Co.
Fourth Street and Lafayette Avenue
Palmerton, PA 18071
c/o Bobbie Jo Kleppinger
(authorized agent for acceptance of service)

KEEFER WOOD ALLEN & RAHAL, LLP

Dated: October 14, 2021

By s/ Donald M. Lewis III
Donald M. Lewis III, Of Counsel